Preston Gates Ellis LLP

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November 6, 2001

Mr. John Iani Regional Administrator EPA Region X 1200 Sixth Avenue Seattle, WA 98101

Dear John:

Thank you for meeting with Rod Brown and me to discuss the Container Properties site. We appreciated the serious commitment shown by you and your staff, and we look forward to working with you to finalize the cleanup of the site and the sale of the property to a purchaser who will put it back into productive use. Your goal, of course, is the prompt and effective cleanup of the property; ours is its restoration to productive use promptly and at a cost that does not exceed, together with the purchase price, the value of the property as restored.

We were especially heartened to hear your staff's agreement to (1) approve the cleanup proposal submitted earlier by Container Properties, and (2) negotiate a Prospective Purchaser Agreement to allow the sale and redevelopment of the site in a manner that is consistent with the approved cleanup. Container Properties feels that these are major steps forward.

The owners are so excited about this progress that they will put all of the company's resources into completing the design of the cleanup and working with your staff to implement the cleanup as soon as possible. I understand that the owners' consultants will meet with your staff in the next week or so to discuss the cleanup plan, and that the owners' attorneys will submit a proposal for a Prospective Purchase Agreement soon afterward.

I hope that these efforts will result in a quick success for both your agency and the owners. Thanks so much for your help in moving this site forward.

Sincerely,

PRESTON GATES & ELLIS LLP

By Slade Gorton

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